

## **VIII. Service Payments to the Department of Resources Recycling and Recovery**

*Note: This is the last section of a set of discussion documents concerning a proposed rulemaking for paint stewardship. The final proposed regulations will include sections on other topics as noted below. These sections will eventually be combined into one document.*

### **I. Definitions**

### **II. Submittals**

### **III. Stewardship Plan Approval Criteria**

### **IV. Annual Report Compliance Criteria**

### **V. Enforcement**

### **VI. Record Keeping Requirements**

### **VII. Proprietary, Confidential, or Trade Secret Information**

### **VIII. Service Payments to the Department of Resources Recycling and Recovery**

1. The department, using information provided in annual reports, its actual program costs for previous years, plans submitted in prior years, information from other sources, and assessing program needs; shall estimate the costs to be incurred by the department in connection with the administration and enforcement of the requirements of this chapter for the next fiscal year.
2. In the first year of the program, the department will estimate its program development or regulatory costs incurred prior to the submission of stewardship plans and include these costs in its first invoice.
3. The department director, or his/her delegated authority, shall approve the administrative fee charged for each stewardship plan for the full administration and enforcement costs by April 30 each year starting 2012.
4. Any department fee shall be prorated, if there is more than one stewardship plan, by the number of plans submitted.

*Note: CalRecycle's workload is mostly dependant on the number of plans and annual reports that must be reviewed and approved, hence the formula above to divide the fee by the number of plans. Other alternatives exist and comments are welcome on this topic.*

5. The department will issue invoices for each plan by May 31 each year. Payment is due annually on July 1. The department's approval of a plan shall be revoked if

payment is not received. Plans revoked for lack of payment may be reinstituted upon payment.

DISCUSSION DOCUMENT